

**IN THE UNITED STATES DISTRICT COURT
FOR THE MIDDLE DISTRICT OF ALABAMA
NORTHERN DIVISION**

**WILLIE C. ALEXANDER and
BELINDA N. PITMAN,**

Plaintiffs,

V.

**CERTEGY CHECK SERVICES,
INC.,**

Defendant.

Case No.: 2:05-cv-0449-WKW

UNOPPOSED MOTION FOR EXTENSION OF TIME

Comes now Defendant Certegy Check Services, Inc. (“Certegy”), and moves the Court to extend by two weeks the time in which Certegy has to respond to the Plaintiffs’ Motion for Award of Plaintiff’s Counsel Fees and Expenses from September 8, 2006, to September 22, 2006. As grounds for the motion, Certegy would show the Court that:

1. On July 26, 2006, Certegy made an offer of judgment to the Plaintiffs under Rule 68 of the Federal Rules of Civil Procedure.
2. On August 2, 2006, the Plaintiffs accepted Certegy's offer of judgment.
3. The only issue that remains to be resolved in this action is the Plaintiffs' counsel fees and expenses.
4. On August 15, 2006, the Plaintiffs filed a Motion for Award of Plaintiffs' Counsel Fees and Expenses.

5. On August 23, 2006, the Court entered an Order requiring Certegy to respond to the Plaintiffs' Motion for Award of Plaintiff's Counsel Fees and Expenses on or before September 8, 2006.

6. The parties have been diligently engaged in negotiations to resolve the issue of the Plaintiffs' counsel fees and expenses since the Plaintiffs accepted Certegy's offer of Judgment on August 2, 2006,

7. The requested extension will allow the parties to continue to engage in serious and substantive negotiations regarding the award of counsel fees and expenses to the Plaintiffs without causing the Court or the parties to unnecessarily expend time and resources formally addressing this issue.

8. Counsel for the parties have conferred and the Plaintiffs do not oppose the requested extension.

9. None of the parties in this action will be prejudiced by the requested extension.

WHEREFORE, Defendant Certegy, moves this court to enter an order extending by two weeks the time in which Certegy has to respond to the Plaintiff's Motion for Award of Plaintiffs' Counsel Fees and Expenses from September 8, 2006, to September 22, 2006.

Respectfully submitted this 6th day of September, 2006.

/s/ Joseph W. Carlisle
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OF COUNSEL

CERTIFICATE OF SERVICE

I hereby certify that I have filed the above and foregoing with the Clerk of the Court, using the CM/ECF system, which will send notification of such filing to the following:

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On this, the 6th day of September, 2006.

/s/ Joseph W. Carlisle
OF COUNSEL